

Sixth Appellate District

San Jose, California

MONDAY, OCTOBER 18, 1999

H018465 PEOPLE v. TRAVASSO

The judgment is affirmed. (not published)
(Cottle, P. J.; We concur: Premo, J., Elia, J.)
Filed October 18, 1999

H019799 PEOPLE v. PAU

The judgment is affirmed. (not published)
(Cottle, P. J.; We concur: Premo, J., Elia, J.)
Filed October 18, 1999

TUESDAY, OCTOBER 19, 1999

H018854 PEOPLE v. STEWARD

The judgment is affirmed. (not published)
(Premo, J.; We concur: Cottle, P. J., Elia, J.)
Filed October 19, 1999

H018645 TURNER v. RUSH

The judgment is affirmed. (not published)
(Elia, J.; We concur: Cottle, P.J., Premo, J.)
Filed October 19, 1999

H019855 PEOPLE v. BERBAS

The judgment is affirmed. (not published)
(Premo, J.; We concur: Cottle, P. J., Elia, J.)
Filed October 19, 1999

H019704 PEOPLE v. WASHINGTON

The judgment is affirmed. Counsel's motion to withdraw as
attorney of record is denied. (not published)
(Premo, J.; We concur: Cottle, P. J., Elia, J.)
Filed October 19, 1999

Sixth Appellate District

San Jose, California

Tuesday, October 19, 1999 (continued)

H019911 AMCO INSURANCE CO., et al. v. SUPERIOR COURT; TRAUTNER, etc.

Let a peremptory writ of mandate issue directing respondent court to vacate its order of April 14, 1999, denying the motion of petitioners Amco Insurance Company, Allied Mutual Insurance Company, and Allied Group Insurance for summary judgment, and to enter a new and different order granting the motion and entering judgment in petitioners' favor. The temporary stay order is vacated. Costs in this original proceeding are awarded to petitioners. (not published)

(Elia, J.; We concur: Cottle, P. J., Premo, J.)

Filed October 19, 1999

H019091 CALIFORNIA HIGHWAY PATROL, et al. v. SUPERIOR COURT OF SANTA CLARA COUNTY; EPPSTEIN

Eppstein's demurrer is overruled. The petition for writ of mandate is granted. Let a peremptory writ of mandate issue, directing respondent court to vacate its order denying petitioners' motion for summary judgment and enter an order granting the motion as well as judgment in petitioners' favor. The alternative writ is discharged, and the stay is dissolved effective upon the issuance of remittitur. Costs to petitioner. (not published)

(Premo, J.; We concur: Cottle, P. J., Elia, J.)

Filed October 19, 1999

H019333 PEOPLE v. RANGER INSURANCE COMPANY

The trial court's order is affirmed. (not published)

(Cottle, P. J.; We concur: Premo, J., Elia, J.)

Filed October 19, 1999

WEDNESDAY OCTOBER 20, 1999

H019414 PEOPLE v MARTINEZ

The judgment is affirmed. (not published)

(Premo, J.; We concur: Cottle, P. J., Elia, J.)

Filed October 20, 1999

Sixth Appellate District

San Jose, California

Wednesday, October 20, 1999 (continued)

H018718 MANN v DEPT OF MOTOR VEHICLES

The judgment is affirmed. (not published)
(Cottle, P. J.; We concur: Premo, J., Elia, J.)
Filed October 20, 1999

H019061 IN RE PATRICIA N., A Minor

The order is affirmed. (not published)
(Elia, J.; We concur: Cottle, P. J., Premo, J.)
Filed October 20, 1999

H019115 PEOPLE v. GALLEGOS

The sentence in SC962673 is modified to reduce the number of credits awarded by 162 days. The court shall amend the abstract of judgment and forward a copy to the appropriate authorities. In all other respects the judgment is affirmed. (not published)
(Elia, J.; We concur: Cottle, P. J., Premo, J.)
Filed October 20, 1999

H019048 PEOPLE v. BARAJAS

We order the abstract of judgment be amended to reflect that the crime charged in count 4 was committed in January 1994, but this should have no effect on the 15 percent worktime credit limitation provided in section 2933.1. The abstract of judgment is ordered amended as described herein and the judgment is affirmed. (not published)
(Elia, J.; We concur: Cottle, P. J., Premo, J.)
Filed October 20, 1999

Sixth Appellate District

San Jose, California

THURSDAY, OCTOBER 21, 1999

The Court met in its courtroom at 333 West Santa Clara Street, Suite 1060, San Jose, California. Present: Bamattre-Manoukian, Acting P. J.; Wunderlich, J.; Mihara, J.; and Judy Son, Deputy Clerk.

H019369 PEOPLE v. SUPERIOR COURT OF SANTA CLARA COUNTY;
MOUCHAOURAB

Cause called and argued by William Larsen, Deputy District Attorney, appearing for petitioner and by Gregory Paraskou appearing for real party in interest. Cause ordered submitted.

H019706 PEOPLE v. SUPERIOR COURT OF SANTA CLARA COUNTY; BAEZ

Cause called and argued by William Larsen, Deputy District Attorney, appearing for petitioner and by Thomas Nolan appearing for real party in interest. Cause ordered submitted.

H019849 PEOPLE v. SUPERIOR COURT OF SANTA CLARA COUNTY;
AVANT!CORPORATION, et al.

Cause called and argued by William Larsen, Deputy District Attorney, appearing for petitioner and by Michael Tubach for real parties in interest. Cause ordered submitted.

H020073 PEOPLE v. SUPERIOR COURT OF SANTA CLARA COUNTY;
BAUTISTA

Cause called and argued by William Larsen, Deputy District Attorney, appearing for petitioner and by Ingo Brauer for real party in interest. Cause ordered submitted.

H020156 PEOPLE v. SUPERIOR COURT OF SANTA CLARA COUNTY; GRACIA

Cause called and argued by William Larsen, Deputy District Attorney, appearing for petitioner and by Gregory Paraskou for real party in interest. Cause ordered submitted.

Sixth Appellate District

San Jose, California

Thursday, October 21, 1999 (continued)

H019769 PEOPLE v. SUPERIOR COURT OF SANTA CLARA COUNTY; BAEZ
Cause called and argued by Robert Baker, Deputy District
Attorney, appearing for petitioner and by Gerald Uelmen for real
party in interest. Cause ordered submitted. Court is adjourned.

H018910 PEOPLE v NGUYEN
The judgment is affirmed. (not published)
(Bamattre-Manoukian, Acting P. J.; We concur: Wunderlich, J.,
Mihara, J.)
Filed October 21, 1999

H019679 PEOPLE v. AMERICAN BANKERS INSURANCE COMPANY
The judgment is affirmed. (not published)
(Bamattre-Manoukian, Acting P. J.; We concur: Wunderlich, J.,
Mihara, J.)
Filed October 21, 1999

H018485 PEOPLE v. CARPIO
The judgment is affirmed. (not published)
(Bamattre-Manoukian, Acting P. J.; We concur: Wunderlich, J.,
Mihara, J.)
Filed October 21, 1999

H018336 PEOPLE v JUDGE
The judgment is affirmed. (not published)
(Cottle, P. J.; We concur: Premo, J., Elia, J.)
Filed October 21, 1999

Sixth Appellate District

San Jose, California

Thursday, October 21, 1999 (continued)

H019645 POPOVA v. SUPERIOR COURT OF SANTA CLARA COUNTY; HALL

The petition for writ of mandate is granted. Let a peremptory writ of mandate issue, directing respondent court to vacate its order striking Popova's statement of disqualification and (1) request assignment of another judge, or (2) consent to the disqualification or file an answer. The alternative writ is discharged, and the stay is dissolved effective upon issuance of the remittitur. Costs to petitioner. (not published)
(Premo, J.; We concur: Cottle, P. J., Elia, J.)
Filed October 21, 1999

H019548 PEOPLE v. OSCAR D.

The judgment is affirmed. (not published)
(Cottle, P. J.; We concur: Premo, J., Elia, J.)
Filed October 21, 1999

H016818 PEOPLE v. PLACE

H019296 In re PLACE on Habeas Corpus

The judgment is reversed. The petition is denied as to the prior DUI conviction and dismissed as moot as to the 1985 prior conviction. The trial court is ordered to vacate its true finding on the 1985 assault with a deadly weapon conviction allegation. The prosecution may elect to retry the 1985 prior conviction allegation within 30 days after remittitur. If the prosecution does not so elect, the trial court shall enter a not true finding on that allegation and proceed to resentence defendant. (not published)
(Mihara, J.; We concur: Bamattre-Manoukian, Acting P. J., Wunderlich, J.)
Filed October 21, 1999

H018908 PEOPLE v. JOAQUIN, et al.

The judgment is affirmed. (not published)
(Cottle, P. J.; We concur: Premo, J., Elia, J.)
Filed October 21, 1999

Sixth Appellate District

San Jose, California

Thursday, October 21, 1999 (continued)

H019781 SANTA CLARA COUNTY DEPARTMENT OF FAMILY & CHILDREN'S
SERVICES v. HOANG T.

The judgment is affirmed. (not published)
(Premo, J.; We concur: Cottle, P. J., Elia, J.)
Filed October 21, 1999

H018025 & H017948 PEOPLE v. FLORES

The judgment is affirmed. (not published)
(Mihara, J.; We concur: Bamattre-Manoukian, Acting P. J.,
Wunderlich, J.)
Filed October 21, 1999

FRIDAY, OCTOBER 22, 1999

H019003 PEOPLE v LAWSHE

By the Court*:

Appellant's petition for rehearing is denied.
Dated: October 22, 1999 Bamattre-Manoukian, Acting P. J.
*Before Bamattre-Manoukian, Acting P. J., Wunderlich, J. and
Mihara, J.

H018211 PAASO, et al. v. KRAUS, et al.

(Filed order modifying opinion.) Appellants' petition for
rehearing is denied. This modification does not affect the
judgment. The request for publication of the opinion is denied.
(not published)
(Bamattre-Manoukian, Acting P. J.; We concur: Wunderlich, J.,
Mihara, J.)
Filed October 22, 1999

Sixth Appellate District

San Jose, California

Friday, October 22, 1999 (continued)

H019052 HELDRIS, et al. v. TITLE TRUST DEED SERVICE COMPANY, et al.

The judgment is affirmed. (not published)
(Mihara, J.; We concur: Bamattre-Manoukian, Acting P. J.,
Wunderlich, J.)
Filed October 22, 1999

H019065 PEOPLE v. ALANIZ

By the Court*:

Appellant's petition for rehearing is denied.
Dated: October 22, 1999 Bamattre-Manoukian, Acting P. J.
*Before Bamattre-Manoukian, Acting P. J., Wunderlich, J. and
Mihara, J.

H019210 WOODWARD v. COMMERCIAL UNION INSURANCE COMPANY

The order granting summary judgment is reversed. This
matter is remanded for further proceedings. Plaintiff and
appellant to recover costs on appeal. (not published)
(Cottle, P. J.; We concur: Premo, J., Elia, J.)
Filed October 22, 1999

H017627 PEOPLE v. HOLLIS

The judgment is affirmed. (not published)
(Wunderlich, J.; We concur: Bamattre-Manoukian, Acting P. J.,
Mihara, J.)
Filed October 22, 1999

H019515 In re CORY D.; DFCS v. SEAN D.

The orders appealed from are affirmed. (not published)
(Elia, J.; We concur: Cottle, P. J., Premo, J.)
Filed October 22, 1999

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